

- ☐ before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.
- b. ☐ after the events of above paragraph 1a and prior to the mailing date of a final Office Action or Notice of Allowance, and thus: ☐ the certification of paragraph 2 below is provided, or ☐ a fee of \$180.00 is enclosed.
- c. ☐ after the mailing date of a final Office Action or a Notice of Allowance and prior to payment of the issue fee, and thus: the certification of paragraph 2 below is provided and a fee of \$180.00 is enclosed.

2. It is hereby certified:

- ☐ that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in § 1.56(c) more than thirty (30) days prior to the filing of the information disclosure statement;
- ☐ that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of the Statement; or
- ☐ that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in § 1.56 (c) more than three (3) months prior to the filing of the Statement.
3. ☒ Consideration of the following additional information (including any co-pending or abandoned U.S. applications, prior uses and/or sales, etc.) is requested:

U.S. Patent Application Serial No. 09/824,848 (5500-65600)
Office Action mailed October 3, 2003 from 09/824,848

4. For each non-English language reference listed on the attached Form PTO-1449:

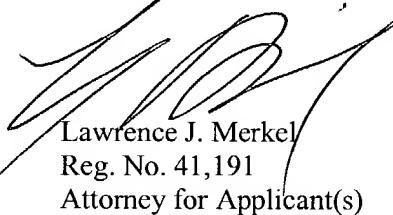
- ☐ reference is made to an English language translation submitted herewith, and/or
- ☐ reference is made to a foreign patent office search report (in the English language) submitted herewith, and/or
- ☐ reference is made to an English language translation of a foreign patent office search report submitted herewith, and/or
- ☐ reference is made to the concise explanation contained in the specification of the present application at page(s) _____, and/or
- ☐ reference is made to the concise explanation set forth below:

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5. ☐ Applicant also offers the following comments for the Examiner's consideration:
6. ☐ Also enclosed is a copy of a foreign search report citing these references.
7. ☐ The listed documents were brought to the attention of the Applicant(s) after payment of the issue fee in the captioned case. The documents were cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. Applicant(s) request this Information Disclosure Statement and attached Form PTO-1449 be placed in the file of the captioned application.
8. ☐ Applicant(s) requests that the Information Disclosure Statement and attached Form PTO-1449 and references, which are being filed before the grant of the patent and pursuant to 37 C.F.R. § 1.97(i), be placed in the file of the captioned application.

If any required fees are missing, the Commissioner is authorized to charge said fees to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 501505/5500-65900/LJM.

Respectfully submitted,



Lawrence J. Merkel
Reg. No. 41,191
Attorney for Applicant(s)

MEYERTONS, HOOD, KIVLIN,
KOWERT & GOETZEL, P.C.
P. O. Box 398
Austin, Texas 78767
(512) 853-8800

Date: April 29, 2004

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Form PTO-1449 (modified)

List of Patents and Publications

For Applicant's Information

Disclosure Statement

(Use several sheets if necessary)

ATTORNEY. DKT. NO. 5500-65900

APPLICANT: McGrath

FILING DATE: April 2, 2001

SERIAL NO. 09/824,864

GROUP: 2183

U.S. PATENT DOCUMENTS

| EXAM. INITIALS | REF. DES. | DOCUMENT NUMBER | DATE | NAME | CLASS | SUB CLASS | FILING DATE IF APPROPRIATE |
|-------------------|--------------|-----------------|----------|-----------------|-------|--------------|-------------------------------|
| | A1 | 5,684,993 | 11/4/97 | Willman | | | |
| | A2 | 5,418,956 | 5/23/95 | Willman | | | |
| | A4 | 5,680,578 | 10/21/97 | Dutton, et al. | | | |
| | A5 | 6,560,694 | 5/6/03 | McGrath, et al. | | | |
| | A6 | 6,571,330 | 5/27/03 | McGrath, et al. | | | |
| | A7 | 6,463,517 | 10/8/02 | McGrath | | | |
| | A8 | 6,457,115 | 9/24/02 | McGrath | | | |
| | A9 | 5,918,056 | 6/29/99 | Christie | | | |
| | A10 | 5,978,882 | 11/2/99 | Adams | | | |
| | A11 | 5,768,574 | 6/16/98 | Dutton, et al. | | | |
| | A12 | 5,822,778 | 10/13/98 | Dutton, et al. | | | |
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FOREIGN PATENT DOCUMENTS

| EXAM. INITIALS | REF. DES. | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUB CLASS | TRANSLATION YES/NO |
|-------------------|--------------|-----------------|------|---------|-------|--------------|-----------------------|
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OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

| | | | | | | | |
|--|----|---|--|--|--|--|--|
| | A3 | <u>Under The Hood</u> , Matt Pietrek, Microsoft Systems Journal, September 6, 2000, 10 pages. | | | | | |
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EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the patent owner.

Information Disclosure Statement--PTO 1449 (modified)

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